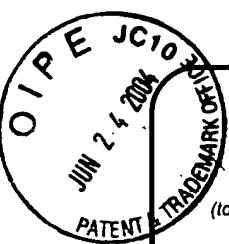


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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/766,173		
	Filing Date	January 28, 2004	
	First Named Inventor	John E. Ahern	
	Art Unit	3738	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	8	Attorney Docket Number	B0410/7283D1

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment to Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

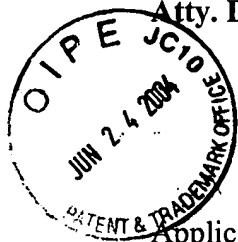
Firm or Individual name	Joyce C. Hersh, Kirkpatrick & Lockhart LLP
Signature	
Date	June 22, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Atty. Docket No.: B0410/7283D1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	John E. Ahern	Examiner:	Not Yet Assigned
Serial No.:	10/766,173	Group Art Unit:	3738
Filed:	January 28, 2004	Conf. No.:	4427
Title:	DEVICES AND METHODS FOR TREATING TISSUE		

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

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Joye C. Hersh
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Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND PRELIMINARY AMENDMENT

Sir:

This paper is supplemental to our filing of January 28, 2004. Applicants believe that no fee is due with this filing; however, please charge any necessary fees required in connection with the paper transmitted herewith to Deposit Account No. 50-1721, Reference No.: B0410/7283D1.

Amendments to the Specification begin on page 2 of this paper.

The "Listing of the Claims" begins on page 3 of this paper. No claims are amended.

Remarks begin on page 7 of this paper.

Applicants respectfully request entry of the amendments and remarks.